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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

**WILLIAM STEPHENSON, JOSHUA
FORSTER, AND THOMAS BODNAR,**

Plaintiffs,

v.

**STEPHANIE CLENDENIN AND
BRANDON PRICE,**

Defendants.

2:22-cv-01521-DAD-JDP

**STIPULATION AND ~~PROPOSED~~
ORDER FOR AN ADDITIONAL
EXTENSION OF TIME FOR
PLAINTIFFS TO FILE
CONSOLIDATED COMPLAINT**

STIPULATION

Plaintiffs William Stephenson, Thomas Bodnar, and Joshua Forster (collectively, “Plaintiffs”), and Defendants Stephanie Clendenin and Brandon Price (collectively, Defendants”) (collectively with Plaintiffs, the “Parties”), by and through their respective counsel, hereby stipulate and agree, and request that this Court order as follows:

WHEREAS, on November 1, 2024, the Court granted the Parties’ request to consolidate Plaintiffs Bodnar’s, Stephenson’s, and Forster’s individual cases (ECF No. 59);

1 WHEREAS, on December 16, 2024, the Court granted the Parties' request for a 30-day
2 extension of time in which to file the Consolidated Complaint, making the Consolidated
3 Complaint due on January 15, 2025 (ECF No. 61);

4 WHEREAS, Plaintiffs require an additional two-week extension, to January 29, 2025, to
5 file the Consolidated Complaint;

6 WHEREAS, the Parties have met and conferred regarding the claims to be included in the
7 proposed Consolidated Complaint;

8 WHEREAS, Plaintiffs need additional time to prepare the proposed Consolidated
9 Complaint in light of these discussions;

10 WHEREAS, Defendants will then need time to review the proposed Consolidated
11 Complaint and meet and confer with Plaintiffs before Plaintiffs file the proposed pleading; and

12 WHEREAS, Plaintiffs may subsequently seek leave to amend the Consolidated Complaint
13 to include additional facts and/or claims, including class action claims, and Defendants will
14 oppose any such motion.

15 **IT IS HEREBY AGREED AND STIPULATED THAT:**

16 1. The Parties respectfully request that the Court grant a two-week extension of time for
17 Plaintiffs to file their Consolidated Complaint, currently due on January 15, 2025, to and
18 including January 29, 2025;

19 2. Plaintiffs will prepare a Consolidated Complaint for Defendants' review and approval
20 to be filed by January 29, 2025. Should the Parties be unable to reach agreement on the final
21 Consolidated Complaint after meeting and conferring, the Parties will seek additional guidance
22 from this Court; and

23 3. Defendants have not yet filed a responsive pleading in *Bodnar v. Clendenin*, Case No.
24 2:22-cv-01533-DAD-AC. Because Plaintiffs are preparing a Consolidated Complaint, the Parties
25 continue to agree Defendants do not need to file a responsive pleading to the currently operative
26 complaint in that matter and will instead file a responsive pleading in response to the
27 Consolidated Complaint once it is filed and served.
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Respectfully submitted,
LIVE OAK LAW OFFICE LLP

Dated: January 15, 2025

/s/ Pilar R. Stillwater
Pilar R. Stillwater
Robyn Fass Wang
Attorneys for Plaintiffs:
William Stephenson, Thomas Bodnar, and Joshua Forster

Dated: January 15, 2025

Respectfully submitted,
ROB BONTA
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MAUREEN C. ONYEAGBAKO
Supervising Deputy Attorney General

/s/ Grant Lien
GRANT LIEN
Deputy Attorney General
Attorneys for Defendants
Clendenin and Price

PROPOSED ORDER

For good cause shown, the Court GRANTS the Parties' stipulation, as follows:

1. Plaintiffs will prepare a Consolidated Complaint for Defendants' review and approval to be filed by January 29, 2025. Should the Parties be unable to reach agreement on the final Consolidated Complaint after meeting and conferring, the Parties will seek additional guidance from this Court.

2. Defendants will not be required to file a pleading in response to the currently operative complaint in *Bodnar v. Clendenin*, Case No. 2:22-cv-1533-DAD-AC, and will instead file a responsive pleading to the Consolidated Complaint once approved for filing. If a Consolidated Complaint is not approved for filing, the Parties will seek additional guidance from this Court regarding the filing of a responsive pleading to the currently operative complaint in the *Bodnar* case.

IT IS SO ORDERED.

Dated: January 22, 2025


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE